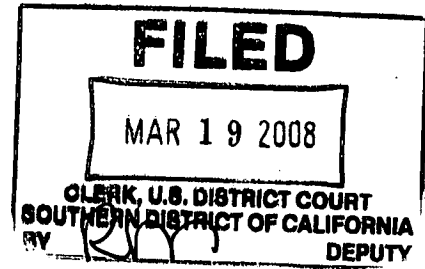


ORIGINAL

SUIHUAN CAO¹
A38-494-554
San Diego Detention Center (CCA)
P.O. Box 439049
San Ysidro, CA 92143-9049



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

SUIHUAN CAO,
[A38-494-554]

Petitioner,

v.

MICHAEL CHERTOFF, SECRETARY OF THE
DEPARTMENT OF HOMELAND SECURITY,
MICHAEL MUKASEY, ATTORNEY GENERAL,
ROBIN F. BAKER, DIRECTOR OF SAN DIEGO
FIELD OFFICE, BUREAU OF IMMIGRATION
AND CUSTOMS ENFORCEMENT, JOHN A.
GARZON, OFFICER-IN-CHARGE,

Respondents.

Civil Action No.

'08 CV 0511 DMS BLM

NOTICE OF MOTION AND
MOTION FOR APPOINTMENT
OF COUNSEL

TO: KAREN P. HEWITT, UNITED STATES ATTORNEY

PLEASE TAKE NOTICE that the petitioner, Suihan Cao, will ask this Court to enter an order granting the motion listed below.

¹The petitioner is filing the instant request for appointment of counsel with the assistance of Janet Tung and the Federal Defenders of San Diego, Inc., who drafted the instant motion.

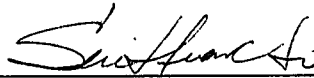
MOTION

The Petitioner, Suihan Cao, pursuant to the United States Constitution, 18 U.S.C. § 3006A, and all other applicable statutes, case law and local rules, hereby moves this Court for an order appointing him counsel to assist him in his efforts to seek relief from his detention through a petition for a writ of habeas corpus under 28 U.S.C. § 2241.

This motion is based upon the instant notice of motion, the incorporated statement of facts and attached memorandum of points and authorities, and any and all other materials that may come to this Court's attention at the time of the hearing on these motions.

Respectfully submitted,

Dated: 3/15/08



SUIHAN CAO
Petitioner